

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Allegations of irregularities in handing over the charge of stocks worth of Rs.2,61,331-27 of HWCS, Bojjayapalli, Kadapa District by Sri K.Rangappa, the then Assistant Development Officer, Handlooms and Textiles, office of the Assistant Director of Handlooms and Textiles, Kadapa / PIC of HWCS, Bojjayapalli, Kadapa District during 19.11.1996 to 22.07.2002 – Departmental action – Imposition of penalty of 5% cut in pension permanently and recovery of amount of Rs. 2,61,331-27 paise in lumpsum from his terminal benefits – Orders –Issued.

INDUSTRIES AND COMMERCE (VIGILANCE) DEPARTMENT

G.O Rt. No. 351

Dated.05.06.2013

Read the following:

1. From the C&DH&T, A.P, Hyderabad, Charge Memo.No.8199/05-E3, Dt.22.06.2005.
2. From the C&DH&T, A.P, Hyd., Progs.No.8199/05-E3, Dt.29.08.2005.
3. From Sri G. Babu Rao, AD (H&T), Ananthapur and Inquiry officer, Lr.No.1488/05-E3, Dt.18.11.2006.
4. From Sri G. Babu Rao, Assistant Director (H&T), Ananthapur and Inquiry officer, Lr.Rc.No. 1488/05-E3,dt. 30.12.2006.
5. From the C&DH&T A.P, Hyderabad, Lr.Rc.No.8199/05-E3, dt.02.02.2007.
6. Govt. Memo.No.1609/Vig.A2/2007-2, dt.02.03.2009.
7. Explanation of Sri K.Rangappa, Dt.24.03.2009 show cause notice.
8. Govt. Memo.No.1609/Vig.A2/2007-5, Dt. 01.01.2011.
9. Explanation of Sri K.Rangappa, Dt. 03.02.2011.
10. Govt. Memo. No.1609/Vig.A2/2007-6, Dt.08.06.2011.
11. From DHT, Lr.No.8199/05-E3, Dt.05.09.2011.
12. Govt. Memo. No.1609/Vig.A2/2007-7, Dt.04.11.2011.
13. From the DHT, Lr.Rc.No.8199/05-E3, Dt.07.07.2012.
14. Govt. Lr. No.1609/Vig.A2/2007-9, Dt.23.02.2013.
15. From APPSC, Lr.No.619/RT/2/2013, Dt.01.05.2013.

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O R D E R:

The Commissioner of Handlooms and Textiles in the reference 1st read above, has framed the following Articles of Charge against Sri K. Rangappa, the then Assistant Development Officer, Handlooms and Textiles, office of the Assistant Director of Handlooms and Textiles, Kadapa / PIC of HWCS, Bojjayapalli, Kadapa:

Article of Charge:

"That the Sri K.Rangappa, ADO (H&T)(Rtd) O/o the AD (H&T), Ananthapur, while functioning as ADO (H&T)/Person Incharge of Committee of HWCS Bojjayapalli, Kadapa District during the period of 19.11.1996 to 22.7.2002 has failed to hand over the charge of the stocks worth Rs.2,61,331-27 of the said society to his successor and got himself relieved from the post of ADO (H&T) on 22.7.2002 and joined as ADO (H&T) in the O/o AD (H&T), Ananthapur on 28.2.2002. He has also failed to submit his explanation called for by the AD (H&T), Kadapa vide Memo. No.1098/1995-C, dt.26.10.2002. Thereby he exhibited dereliction of legitimate/official duties entrusted to him which is contrary to the Rule (3) of APCS (Conduct) Rules, 1964."

2. As the Accused Officer did not furnish his Written Statement of Defense to the charges framed against him with in the stipulated time, an inquiry was ordered by the Director of Handlooms and Textiles, Hyderabad, under rule 20(2) of APCS (CC&A) Rules, 1991, duly appointing Sri G.Babu Rao, Assistant Director, (Handlooms and Textiles), Ananthapur vide Proceedings 2nd read above. The Inquiring Authority has submitted his enquiry report on 18-11-2006. According to which the charge was held proved.

3. As the individual has retired from service on attaining the age of superannuation, w.e.f 30.06.2005, and the further action has to be taken in accordance with the provisions of Rule 9 of AP Revised Pension Rules, 1980. It was decided by the Government to impose the penalty of withholding of pension and

(P.T.O)

gratuity in full, permanently besides recovery of misappropriated amount. A show cause notice is issued to the Charged Officer vide Govt. Memo. 6h read above calling for his explanation on the proposed punishment as prescribed under rule 9 of APRPR, 1980. The Charged Officer has furnished his explanation to the show cause notice on 24-03-2009. Wherein, the above Charged Officer while pointing out that he was not supplied with the Report of the Inquiry Authority and has finally stated that it is proved that the Ex-president possessed all the stock and cash worth Rs.2,61,331/- which was admitted by him, and felt that the recovery can be affected from the Ex-President and proposing the recovery besides punishment of withholding of pension and gratuity in full from him will be in-human as he was not in possession of the stock and cash. For that he has also stated that the amount involved in the departmental proceedings are not Government dues and belongs to a Weavers Cooperative Society. Therefore, he has requested that the procedural lapses which occurred inadvertently may kindly be excused and proposed punishment of withholding of pension and gratuity and recovery of an amount of Rs.2,61,331/- may be dropped.

4. After examining the explanation of the Charged Officer on the show cause notice of Government the enquiry report was caused to be served on the Charged Officer, Sri K. Rangappa, the then Assistant Development Officer, (Handlooms and Textiles) (Retired) through the Director of Handlooms and Textiles vide Govt. Memo. 8th read Above. The explanation of the Charged Officer on the Inquiry Report was received through Director of Handlooms and Textiles on 03-02-2011. After considering the explanations of the Charged Officer Sri K. Rangappa, the then Assistant Development Officer, (Handlooms and Textiles) (Retired) Dt.03-01-2011 on the Enquiry Report, and also the explanation Dt. 24-03-2009 on the show cause notice issued on the charged officer, after comprehensive examination of the case, it is decided by Government, to impose the penalty of 5% cut in pension permanently on Sri K. Rangappa, Assistant Development Officer, (Handlooms and Textiles) (Retired), and to recover the loss of Rs.2,61,331.27 paise in lump sum from the terminal benefits of Sri K. Rangappa, Assistant Development Officer, (H&T) (Retired), under rule 9 of APRPR, 1980.

5. The Andhra Pradesh Public Service Commission, Hyderabad when consulted has also agreed with the proposal of the Government to impose a penalty of 5% cut in Pension Permanently besides recovery of an amount of Rs.2,61,331.27 paisa against Sri K.Rangappa, Assistant Development Officer (Retired), vide their letter 15th read above.

6. Government after careful consideration of the case, in exercise of powers conferred under Note of Rule 9 (2) (a) of APRPR Rules 1980, hereby impose the penalty of 5% cut in pension permanently on Sri K.Rangappa, the then Assistant Development Officer, Handlooms and Textiles (Retired) under rule 9 (1) of APRPR, 1980; besides recovery of an amount of Rs.2,61,331.27 paise (Two lakhs sixty one thousand three hundred and thirty one rupees and Twenty seven paisa only) in lumpsum from the terminal benefits of the above retired officer, under rule 9 (7) of APRPR, 1980.

7. The Director of Handlooms and Textiles, shall take further necessary action accordingly. He is also requested to acknowledge the receipt of the G.O.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

D.SREENIVASULU
PRINCIPAL SECRETARY TO GOVERNMENT

To

1. Sri K.Rangappa, the then Assistant Development Officer, Handlooms and Textiles (Retired) through, the Director of Handlooms and Textiles, Hyderabad.
2. The Director of Handlooms and Textiles, Hyderabad.

Copy to:

3. The Accountant General, A.P, Hyderabad.
4. The District Treasury Officer, Ananthapur.
5. The Secretary to Vigilance Commission, A.P Vigilance Commission, Secretariat Building, Hyderabad.
6. The Secretary, A.P Public Service Commission, with reference to their Lr.No.619/RT/2/2013, Dt.01-05-2013.
7. SF/Sc.

//FORWARDED BY:: ORDER//

SECTION OFFICER